

MESSAGE NO: 2343202 MESSAGE DATE: 12/09/2002

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-570-504

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/01/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SCOPE RULING ON CANDLES FROM CHINA (A-570-504)

MESSAGE NO: 2343202

DATE: 12 09 2002

CATEGORY: ADA

TYPE: SCO

REFERENCE:

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CASES: A - 570 - 504

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PERIOD COVERED: 11 01 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: SCOPE RULING ON CANDLES FROM CHINA (A-570-504)

1. ON NOVEMBER 1, 2002, IN RESPONSE TO A REQUEST BY ATICO INTERNATIONAL, INC. (ATICO), THE DEPARTMENT OF COMMERCE ISSUED A FINAL SCOPE RULING THAT ATICO'S SNOWBALL CANDLE (ITEM NO. H74Q-8215), CHRISTMAS CAKE CANDLE (ITEM NO. H74Q-8470), GLOWING CANDLES (ITEM NO. H74Q-8312), EMBOSSED CANDLES, CONTAINING THE WORDS "JOY"AND "PEACE" (ITEM NO. H74Q-9465), AND "BEESWAX" CANDLES (ITEM NO. H74Q-8230) ARE WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING PETROLEUM WAX CANDLES FROM THE

PEOPLE'S REPUBLIC OF CHINA (A-570-504).

2. BECAUSE THE IMPORTED PRODUCTS INCLUDE SHAPES SPECIFICALLY INCLUDED IN THE SCOPE OF THE ORDER, AND DO NOT FULFILL THE REQUIREMENTS FOR THE DEPARTMENT'S JULY 1987 NOVELTY CANDLE EXCEPTION, THE COMMERCE DEPARTMENT FOUND THESE PRODUCTS TO BE WITHIN THE SCOPE OF THE ORDER. ADDITIONALLY, REGARDING THE " BEESWAX" CANDLES, THE DEPARTMENT DID NOT FIND SUFFICIENT EVIDENCE ON THE RECORD TO ESTABLISH THAT THESE CANDLES SHOULD BE EXCLUDED BECAUSE OF THEIR ALLEGED BEESWAX CONTENT.

3. BECAUSE THE DEPARTMENT OF COMMERCE HAS FOUND THESE CANDLES TO BE WITHIN THE SCOPE OF THE ORDER, CONTINUE TO SUSPEND LIQUIDATION OF, AND COLLECT CASH DEPOSITS ON, ENTRIES OF PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING ATICO'S SNOWBALL CANDLE (ITEM NO. H74Q-8215), CHRISTMAS CAKE CANDLE (ITEM NO. H74Q-8470), GLOWING CANDLES (ITEM NO. H74Q-8312), EMBOSSED CANDLES, CONTAINING THE WORDS "JOY"AND "PEACE" (ITEM NO. H74Q-9465), AND "BEESWAX" CANDLES (ITEM NO. H74Q-8230) LISTED ABOVE, SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA.

4. FOR ALL SHIPMENTS OF PETROLEUM WAX CANDLES FROM THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING THE ABOVE-NOTED CANDLES IMPORTED BY ATICO, YOU SHALL, UNLESS OTHERWISE INSTRUCTED, CONTINUE TO ASSESS ANTIDUMPING DUTIES OF THE SUBJECT MERCHANDISE AS INSTRUCTED BY THE DEPARTMENT OF COMMERCE.

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT JULIO A. FERNANDEZ AT 202-482-0961, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party